

**Part C State Performance Plan (SPP) for 2005-2010****Overview of the State Performance Plan Development:**

See page 1 of the State Performance Plan.

**Monitoring Priority: Effective General Supervision Part C / General Supervision**

**Indicator 9: General supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.**

(20 U.S.C. 1416(a)(3)(B) and 1442)

**Measurement:**

A. Percent of noncompliance related to monitoring priority areas and indicators corrected within one year of identification:

- a. # of findings of noncompliance made related to priority areas.
- b. # of corrections completed as soon as possible but in no case later than one year from identification.

Percent = b divided by a times 100.

For any noncompliance not corrected within one year of identification, describe what actions, including technical assistance and/or enforcement that the State has taken.

B. Percent of noncompliance related to areas not included in the above monitoring priority areas and indicators corrected within one year of identification:

- a. # of findings of noncompliance made related to such areas.
- b. # of corrections completed as soon as possible but in no case later than one year from identification.

Percent = b divided by a times 100.

For any noncompliance not corrected within one year of identification, describe what actions, including technical assistance and/or enforcement that the State has taken.

C. Percent of noncompliance identified through other mechanisms (complaints, due process hearings, mediations, etc.) corrected within one year of identification:

- a. # of EIS programs in which noncompliance was identified through other mechanisms.
- b. # of findings of noncompliance made.
- c. # of corrections completed as soon as possible but in no case later than one year from identification.

Percent = c divided by b times 100.

For any noncompliance not corrected within one year of identification, describe what actions, including technical assistance and/or enforcement that the State has taken.

**Overview of Issue/Description of System or Process:**

The Department of Education is responsible for the general administration, supervision of programs and activities receiving assistance, the monitoring of programs and activities used by the state to carry out Part C to ensure statewide compliance.

The Birth to 3 Connections uses regulations from Part C of the Individual with Disabilities Education Act (IDEA) to appropriately administer the program. The following is an overview of the components of the State's general supervision system:

1. Collaborating with agencies, institutions, organizations and Interagency Coordinating Council used in the state to carry out the Birth to 3 Connections program;
2. Providing technical assistance, if necessary, to those agencies, institutions, organizations and Interagency Coordinating Councils;
3. Staff certification and licensure are reviewed by the service coordinators and state staff.
4. Parent surveys are given to all parents that were involved in the early intervention program over the past year. The responses are discussed at the state and local level and decisions are made as to what action/if any needs to be taken.
5. Each IFSP and completed Payor of Last Resort (PLR) form is reviewed by the Birth to 3 Connections state office staff to assure that state and federal regulations and guidelines are met before information is entered in the SD Data System.
6. Regional programs are reviewed every three years by the State. Monitoring is completed for all 13 regional areas on a three-year-cycle. This process includes early intervention record review of 30% of the files randomly selected; interviews with parents, local service providers; and review of parent survey data based on a survey sent from the state office to families that receive services in that regional area. The findings are compiled into a final report with a corrective actions plan with required timelines for correction. Technical assistance is provided to the applicant areas to ensure closures of corrective action plan.
7. Early intervention providers sign a provider agreement to abide by all Federal and State laws and regulations which include requirements related to serving children in natural environments.
8. South Dakota Part C has a software/billing system which provides data for the Birth to 3 Connections program to meet the OSEP federal requirements. Data are encoded from each IFSP, PLR, survey, exiting data etc. on each child and provider within the Part C system. All completed IFSPs (initial and reviewed) are submitted to the state by the service coordinator within 30 days of the IFSP meeting. State staff reviews the IFSP to verify accuracy and completeness. State staff follow-up with the service coordinator if inaccuracies are found. Upon completion of this process, data are entered into the state Birth to Three data system. In addition, the data system includes built-in error pop-ups as part of data verification. Necessary corrections are made as a result of this process.
9. In order to ensure correction of all noncompliance when a regional program has received such findings, the Birth to 3 Connection program: a) State monitoring team identifies areas of noncompliance to ensure consistency with the requirement of Individual with Disabilities Education Act. b) State identifies steps and required evidence of changes the regional applicant area must implement to correct the noncompliance; c) Regional applicant area submits activities they will use to reach compliance. d) Regional applicant area update progress reports toward corrections. e) State ensures correction of noncompliance within one year of the identification of the noncompliance.
10. The lead agency (Department of Education), Birth to 3 Connections program has divided the state into thirteen regions which include 66 counties. Every three years a Request for Proposal (RFP) is open for interested organizations to provide Birth to 3 Connections services. The local applicants must submit an application on an annual basis. Review and approval of local applicants is completed by the state office. Midyear and final status and expenditure reports are also submitted to the state office.
11. All regional areas are renewed on an annually bases Birth to 3 Connections program makes decision each year based on applicants adherence to requirements.
12. Birth to 3 Connections program incorporates findings from all dispute resolution processes into the general supervision.
13. The Birth to 3 Connections uses the website <http://doe.sd.gov/oess/Birthto3/index.asp> for public awareness and reporting of information on the program

Baseline Data for FFY 2004 (2004-2005):

**Table 1**

Area	Number of findings made 7/03-6/04	Number of findings corrected 7/04-6/05
<b>General Supervision</b> – Prior Notice/Consent to Evaluate	1	1
<b>Early Childhood Transition</b> – Transition Planning	2	2
<b>Early Intervention Services in Natural Environments</b> – Content of IFSP	2	2
<b>Early Intervention Services in Natural Environments</b> – Development, review, and evaluation of the IFSP – 45 day timeline	1	1
<b>Early Intervention Services in Natural Environments</b> –Service not delivered at the frequency and intensity listed on the IFSP	3	3
<b>Early Intervention Services in Natural Environments</b> – Participants at IFSP meetings	1	1
<b>Comprehensive Child Find</b> – Results of screening	3	3
<b>Comprehensive Child Find</b> – Evaluation and assessment & eligibility	2	2

**Table 2 – Indicator 9 A and B**

	A.a. # of findings in priority areas	A.b. # of corrections completed	% of corrections completed in one year	B.a. # of finding in areas not included n priorities	B.b. # of corrections completed
7/03-6/04	15	15	100%	0	0

**Table 3 – Indicator 9C**

	C.a. # of programs cited	C.b. # of findings	C.c. # of corrections completed
7/03-6/04	0	0	0

**Discussion of Baseline Data:**

The above table #1 illustrates there were fifteen findings of noncompliance made in the priority areas during July 2003 to June 2004 (Indicator 9Aa). During the period July 2004 to June 2005, all fifteen findings that were identified were corrected within one year (Indicator 9Ab). There were no findings of noncompliance related to areas not included in the above monitoring priority areas (Indicator 9B) or through other mechanisms (such as complaints, due process hearings, mediations etc.)(Indicator 9C).

<b>FFY</b>	<b>Measurable and Rigorous Target</b>
<b>2005</b> (2005-2006)	<b>100% of general supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.</b>
<b>2006</b> (2006-2007)	<b>100% of general supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.</b>
<b>2007</b> (2007-2008)	<b>100% of general supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.</b>
<b>2008</b> (2008-2009)	<b>100% of general supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.</b>
<b>2009</b> (2009-2010)	<b>100% of general supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.</b>
<b>2010</b> (2010-2011)	<b>100% of general supervision system (including monitoring, complaints, hearings, etc.) identifies and corrects noncompliance as soon as possible but in no case later than one year from identification.</b>

**Improvement Activities/Timelines/Resources:**

<b>ACTIVITIES</b>	<b>RESOURCES</b>	<b>TIMELINES</b>
Continue to monitor applicant areas every three years	<ul style="list-style-type: none"> <li>State B-3 staff</li> </ul>	<ul style="list-style-type: none"> <li>Fall 2005 and Spring 2006 - June 30, 2011</li> </ul>
Change monitoring system to use the additional element (referral date) for purposes of data verification and monitoring of the 45 day requirement and timely piece.	<ul style="list-style-type: none"> <li>State B-3 staff</li> <li>Bureau of Information and Telecommunications staff</li> </ul>	<ul style="list-style-type: none"> <li>January 2006</li> </ul>
Conduct a desk audit of the 45 day timeline as a part of the state monitoring system	<ul style="list-style-type: none"> <li>State B-3 staff</li> </ul>	<ul style="list-style-type: none"> <li>July 1, 2005 – June 30 2011</li> </ul>
TA and training for service coordinators and providers as needed through out the year	<ul style="list-style-type: none"> <li>State B-3 staff</li> <li>Service Coordinators</li> </ul>	<ul style="list-style-type: none"> <li>Fall 2006 – June 30, 2011</li> </ul>
Review current system of sanctions and incentives including technical assistance	<ul style="list-style-type: none"> <li>State B-3 staff</li> </ul>	<ul style="list-style-type: none"> <li>January 2006</li> </ul>
Revise sanctions and incentives and making necessary revisions	<ul style="list-style-type: none"> <li>State B-3 staff</li> </ul>	<ul style="list-style-type: none"> <li>March 2006</li> </ul>
Making changes to contract language as needed	<ul style="list-style-type: none"> <li>State B-3 staff</li> </ul>	<ul style="list-style-type: none"> <li>May 2006</li> </ul>